

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

July 13, 1950
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Glass presiding.

Roll Call:

Present: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Absent: None

Present also: Walter E. Seaholm, City Manager; Trueman E. O'Quinn, City Attorney; C. G. Levander, Director of Public Works; R. D. Thorp, Chief of Police.

Councilman MacCorkle moved that since copies of the minutes of the last meeting of the City Council have been furnished Council members by the City Clerk, the reading of the minutes be dispensed with and that the minutes be approved as individually read by the Council in the Clerk's report. Upon being duly seconded by Councilman Johnson, the motion was unanimously adopted by the Council, and the minutes so approved.

MR. M. H. CROCKETT inquired of the possibility of installing a public telephone booth in the City Hall--one that would be a booth with some privacy.

MR. LOUIS R. COOK, 3404 Cherry Lane asked if the 3400 block of Cherry Lane could be included in the proposed paving program; that the proposed paving goes from Exposition Boulevard to Schulle Avenue, and he asked that it be extended this one more block, as all the property owners had signed up. The City Manager stated this was a matter of allocation, and this block probably could be included.

MR. GRANVILLE PRICE, 2900 block on Clearview asked that Meadowbrook be included in the paving. The Director of Public Works stated this was a situation different to the one of Mr. Louis Cook's, in that this was a side street. The Mayor informed Mr. Price that the City did not have enough money to participate in all requests; but if some blocks dropped out in the new program, the City would certainly try to work his block in.

The Mayor introduced the following ordinance:

AN ORDINANCE DECLARING THE NECESSITY FOR AND ORDERING THE PAVING AND IMPROVEMENTS OF CERTAIN STREETS OR PORTIONS THEREOF IN THE CITY OF AUSTIN, APPROVING PLANS AND SPECIFICATIONS FOR SUCH WORK, AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS, DIRECTING THE PREPARATION OF ESTIMATES, INVOKING THE PROCEDURE PROVIDED BY ARTICLE XXIV OF THE CITY CHARTER AND CHAPTER 106 OF THE ACTS OF THE FIRST CALLED SESSION OF THE 40th LEGISLATURE OF TEXAS DETERMINING THE PROPORTIONATE PART OF THE COSTS TO BE BORNE BY THE CITY AND THE PART TO BE BORNE BY THE ABUTTING PROPERTIES AND THE OWNERS THEREOF, PROVIDING FOR THE ASSESSMENT OF THE PORTION OF THE COSTS TO BE BORNE BY PROPERTY OWNERS, AND FOR THE FIXING OF A LIEN TO SECURE PAYMENT OF SUCH ASSESSMENTS, STATING THE TIME AND MANNER PROPOSED FOR PAYMENT OF ALL SUCH COSTS, DIRECTING THE CITY CLERK TO CAUSE A NOTICE OF THE ENACTMENT OF THIS ORDINANCE TO BE FILED IN THE MORTGAGE OR DEED OF TRUST RECORDS OF TRAVIS COUNTY, TEXAS, AND DECLARING AN EMERGENCY.

Councilman Long moved that the ordinance remain on file with the City Clerk for public inspection at least one week before the final passage or adoption thereof. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The City Manager submitted the following petition to the Council for information, stating the Police Department had a copy and were making a study for recommendation:

"We the undersigned, operate business institutions on Guadalupe Street in the 2400 and 2500 blocks - from 24th to 26th Streets.

"We respectfully petition that the City Commission of Austin install one hour parking meters at proper distances apart in the above numbered blocks.

"Our business is severly and adversely affected by the fact that the majority of cars parked along this street frequently remain parked from one-half a day to all day. This is a great handicap and we respectfully ask that our City Commission grant us relief as speedily as possible."

Signed by approximately 26 citizens.

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves the property situated on the south side of Manor Road as a private gasoline plant, which property is owned by the Austin Foundation Company, and is designated as Lots 9 and 10, Block 13, Glissman Subdivision, in the City of Austin, Travis County, Texas, and hereby authorizes the said Austin Foundation Company, through their owner, J. H. Wheless, Jr., to operate a private gasoline plant consisting of a 280 gallon underground tank and pump for the sole purpose of servicing their own motor equipment and from which no gasoline is to be sold, subject to the same being operated in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this private gasoline plant after full compliance with all the provisions of this resolution, and said permission shall be held to be granted, and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said Austin Foundation Company has failed and refused and will continue to fail and refuse to perform any such condition, regulations, and ordinances.

(Recommendation attached)

Austin, Texas
July 13, 1950

Mr. Walter E. Seaholm
City Manager
Austin, Texas

Dear Sir:

I, the undersigned, have considered the application of Austin Foundation Company, through their owner, J. H. Wheless, Jr., for permission to operate a private gasoline plant consisting of a 280-gallon underground tank and pump for the sole purpose of servicing their own motor equipment and from which no gasoline is to be sold, which property is designated as Lots 9 and 10, Block 3, Glissman Subdivision and is located on the south side of Manor Road in the City of Austin, Travis County, Texas, and locally known as 1803 Manor Road.

This property is located in a "C" Commercial District and I recommend that this permit be granted subject to the following conditions:

- (1). That the gasoline tanks and pumps shall be of an approved type and shall bear the label of the Underwriters Laboratories, Inc., and that all tanks and pumps shall be installed in compliance with the Ordinance governing the storage and handling of gasoline.
- (2). That all tanks and pumps shall be located not nearer than 10 feet to the property line and so located that cars stopped for the purpose of unloading or receiving gasoline or other supplies shall not in any way obstruct the free passage of traffic on either the sidewalk, street or alley.

(3). That "NO SMOKING" signs shall at all times be prominently displayed and no person shall be permitted to smoke on the premises where gasoline is handled or stored.

(4). That all fees shall be paid and a permit secured from the Building Inspector's Office before any installation work is started, and that no equipment shall be placed in operation until after final inspection and approval of same.

Respectfully submitted,
J. C. Eckert (Sgd)
Building Inspector

Which motion, duly seconded by Councilman Drake, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the final plat of the subdivision known as "Allandale, Section 4", approved by the City Plan Commission of the City of Austin on June 8, 1950, be and the same is hereby accepted and authorized to be filed of record in the office of the County Clerk of Travis County, Texas, in accordance with the provisions of the laws of the State of Texas, and the ordinances of the City of Austin, and that this action of the City Council be indicated by appropriate notation, signed by the Mayor, on the original plat of said subdivision prior to its recording in the Plat Records of Travis County, Texas.

Which motion, duly seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the final plat of the subdivision known as "Delwood Park", approved by the City Plan Commission of the City of Austin on April 13, 1950, be and the same is hereby accepted and authorized to be filed of record in the office of the County Clerk of Travis County, Texas, in accordance with the provisions of the laws of the State of Texas, and the ordinances of the City of Austin, and that this action of the City Council be indicated by appropriate notation, signed by the Mayor, on the original plat of said subdivision prior to its recording in the Plat Records of Travis County, Texas.

Which motion, duly seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the final plat of the subdivision known as "McCoy Addition", approved by the City Plan Commission of the City of Austin on June 8, 1950, be and the same is hereby accepted and authorized to be filed of record in the office of the County Clerk of Travis County, Texas, in accordance with the provisions of the laws of the State of Texas, and the ordinances of the City of Austin, and that this action of the City Council be indicated by appropriate notation, signed by the Mayor, on the original plat of said subdivision prior to its recording in the Plat Records of Travis County, Texas.

Which motion, duly seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Councilman MacCorkle offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That Walter Seaholm, City Manager, be and he is hereby authorized and directed on behalf of the City, to enter into a contract with Thomas B. Hughes to provide for a means of limiting to definitely located routes the easement for electric transmission lines granted by the said Thomas B. Hughes to the City of Austin on August 5, 1941, of record in Book 680 at Page 303 of the Deed Records of Travis County, Texas, insofar as said easement affects a part of D. & W. R.R. Survey #73, to be more accurately described in said contract.

Which motion, duly seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, it is the purpose and policy of the City of Austin through the Recreation Department to develop, operate and maintain community recreation facilities;

WHEREAS, it is the policy of the Austin Public Schools to develop, construct, maintain and operate school plants offering facilities for community use;

WHEREAS, it is recognized, both by educational and recreational agencies through the county, that the development of school plants and recreational areas for joint use is a sound practice.

WHEREAS, the City Plan Commission firmly believes in the policy of establishing neighborhood play grounds adjacent to public school sites.

WHEREAS, certain school facilities are now in use by the Recreation Department;

WHEREAS, recreation and education are closely parallel in many purposes, objectives and programs;

WHEREAS, the practice of establishing school plants and neighborhood playgrounds for joint use will effect a direct saving to the citizens of Austin.

THEREFORE BE IT RESOLVED

That in the interest of better service and greater economy to the community, a joint committee of the staff personnel between the City of Austin and the Austin Public Schools be appointed and authorized to study ways and means, develop and recommend plans and policies for the establishment of school and recreational facilities and sites for joint use.

Which motion, duly seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Manager be and he is hereby authorized and directed to enter into a contract on behalf of the City of Austin with T. C. Wommack, for laying of certain water mains and other pipes in Russell Street from Redd Street south to Lot 1, Block H, a distance of approximately 500 feet, in accordance with the terms and provisions of a certain contract, a copy of which is attached to this Resolution and made a part hereof for all purposes.

(Contract attached)

THE STATE OF TEXAS §

KNOW ALL MEN BY THESE PRESENTS

COUNTY OF TRAVIS §

This contract made and entered into by and between the City of Austin,

a municipal corporation situated in Travis County, Texas, and T. C. Wommack, of the County of Travis and State of Texas, W I T N E S S E T H:

I.

For the consideration hereinafter stated, the City of Austin agrees to furnish all labor, tools, equipment, implements, appliances and materials necessary to lay, and agrees to lay certain water mains and other pipes, in accordance with plans and specifications prepared or approved by the Superintendent of Water Department and the Director of Public Works of the City of Austin, in the streets and at the locations described as follows:

Two-inch (2") cast iron water mains in Russell Street from Redd Street South to Lot 1, Block H, a distance of approximately 500'.

II.

It is estimated that the work described in Paragraph I will cost the sum of Five Hundred Dollars (\$500.00) when completed, and T. C. Wommack, in consideration of the benefits to be derived by him and his successors from the improvements above described, agrees to deposit such sum of money with the City of Austin prior to the commencement of such work.

III.

Within a reasonable time after the deposit of such sum of money as provided in Paragraph II, the City of Austin agrees to commence construction of the improvements described in Paragraph I, and to prosecute said work in a good and workmanlike manner and with reasonable diligence until fully completed; but delays occasioned by matters and events over which the City has no control shall be excepted and not included in the time reasonably required to complete the work.

IV.

The deposit provided for in Paragraph II is an estimate only of the cost of constructing the improvements described in Paragraph I, and it is agreed that if the actual cost of such work is less than the amount so deposited, the City of Austin, after the work is completed, will refund to T. C. Wommack the difference between the actual cost and the estimated cost of such work, but if the actual cost of such work shall exceed the amount of such deposit, T. C. Wommack agrees, upon notice from the City, immediately to deposit an additional sum to make up the difference between the estimated cost and the actual cost of the work. The amount of actual cost of the work shall in any event be retained by the City and shall not be refunded.

V.

It is agreed that title to all such improvements herein provided for shall be and remain in the City of Austin, and the City may make such repairs, changes and connections therewith as may be proper or necessary to the orderly conduct of its water system.

VI.

T. C. Wommack further agrees to obtain for the City of Austin, or to

obtain and transfer to the City of Austin, all easements across private property which may be necessary for the construction of the improvements herein provided for, and for the connection of such improvements with the present water system of the City.

VII.

Upon completion of said improvements, City of Austin agrees to connect such water mains with its water system, and thereafter to maintain them as a part of such system.

IN TESTIMONY WHEREOF, the City of Austin has caused this instrument to be executed in duplicate by its City Manager, attested by its City Clerk, with its Corporate Seal affixed, and the Said T. C. Wommack has executed this instrument in duplicate this the _____ day of _____ 1950.

ATTEST:

CITY OF AUSTIN
By _____
City Manager

City Clerk

APPROVED:

T. C. Wommack

Superintendent Water Dept.

Director of Public Works

City Attorney

Which motion, duly seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the Yellow Cab Company of Austin and the Stephen F. Austin Hotel Company be and they are hereby authorized to establish a "CALL BOX STAND" for taxicab services at or near the south entrance of the Stephen F. Austin Hotel on East 7th Street in the City of Austin in accordance with the terms, conditions, and restrictions of the "Taxicab Ordinance" passed by the City Council June 8, 1950, and subject to approval of proper officials of the City of Austin as provided in said ordinance.

Which motion, duly seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Southern Union Gas Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Southern Union Gas Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

(1) A gas main in GUNTER STREET, from Goodwin Avenue northerly 2186 feet, the centerline of which gas main shall be $11\frac{1}{2}$ feet west of and parallel to the east property line of said GUNTER STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(2) A gas main in MUNSON STREET, from Gunter Street easterly 937 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet south of and parallel to the north property line of said MUNSON STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(3) A gas main in WEBBERVILLE ROAD, from a point 378 feet east of Gunter Street westerly 1057 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet south of and parallel to the north property line of said WEBBERVILLE ROAD.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(4) A gas main in MUNSON STREET, from a point 126.5 feet west of Springdale Road easterly 169 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet south of and parallel to the north property line of said MUNSON STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(5) A gas main in SPRINGDALE ROAD, from Munson Street northerly 1424 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet west of and parallel to the east property line of said SPRINGDALE ROAD.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(6) A gas main in SARA DRIVE, from Springdale Road easterly 1156 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet south of and parallel to the north property line of said SARA DRIVE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(7) A gas main in TANNEY STREET, from Springdale Road easterly 1034 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet south of and parallel to the north property line of said TANNEY STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(8) A gas main in MAP STREET, from Sara Drive to Tanney Street the centerline of which gas main shall be $7\frac{1}{2}$ feet west of and parallel to the east property line of said MAP STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(9) A gas main in DENFIELD STREET, from Sara Drive to Tanney Street, the centerline of which gas main shall be $7\frac{1}{2}$ feet west of and parallel to the east property line of said DENFIELD STREET.

Said Gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(10) A gas main in MARK STREET, from Sara Dirve to Tanney Street, the centerline of which gas main shall be $7\frac{1}{2}$ feet west of and parallel to the east property line of said MARK STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(11) A gas main in SPUR STREET, from Sara Drive to Tanney Street, the centerline of which gas main shall be $7\frac{1}{2}$ feet west of and parallel to the east property line of said SPUR STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(12) A gas main in POQUITO STREET, from a point 103 feet south of Washington Avenue, southerly 87 feet, the centerline of which gas main shall be $6\frac{1}{2}$ feet west of and parallel to the east property line of said POQUITO STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(13) A gas main in EAST 13th STREET, from a point 333 feet west of Harvey Street westerly 216 feet, the centerline of which gas main shall be $6\frac{1}{2}$ feet south of and parallel to the north property line of said EAST 13th STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

The Southern Union Gas Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other

underground utilities, but is based upon the best records we have at hand and that the minimum depth stated does not have any reference to the fact that greater depths may not be required at special points. When the Southern Union Gas Company requires definite information upon the ground as to elevations or working points from which to base the location of their assignments they shall apply to the Department of Public Works not less than three (3) days before such information is required. The Southern Union Gas Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

AND THAT whenever pavement is cut in the vicinity of a fire plug, water must be used at intervals during the course of backfilling of the ditches.

THAT the work and laying of said gas mains, including the excavation in the streets, and the restoration and maintenance of said streets after said mains have been laid shall be under the supervision and direction of the City Manager and under all the pertinent terms and conditions of the certain franchises granted to said company by the City of Austin.

Which motion, duly seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, C. A. Martin, M.D., has made application in writing for permission to operate a doctor's office and clinic for human beings only on Lot 1, Block 154, Original City of Austin, Travis County, Texas, the same being on the north side of West 13th Street and locally known as 606 West 13th Street and is located in a "B" Residence District which requires a special permit from the City Council; and

WHEREAS, this application has been considered and approved by the City Council of the City of Austin, therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT permission for the operation and maintenance of a doctor's office and clinic for human beings only be granted to C. A. Martin, M.D., with the following conditions:

1. That this clinic be used in the general practice of medicine, and that no mental or psychiatric patients be housed in such clinic.
2. That all regulations required in this zone and all building code provisions be complied with in the operation and maintenance of such building.

Which motion, duly seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The Council received the following letter:

"July 13, 1950

To The City Council
City of Austin, Texas

Re: Completion and Acceptance of Work
of Improving Trinity Street from
East 10th Street to East 12th Street,
being Unit 9 of Current Improvement Program

The work of improving Trinity Street, from the north property line of East 10th Street to the south property line of East 12th Street, known as Unit 9 in the current street improvement program, has been performed and completed by Collins Construction Company of Texas in full compliance with the contract, and the Plans and Specifications therein contained, dated November 22, 1949, between the City of Austin and Collins Construction Company, which contract was thereafter assigned to Collins Construction Company of Texas.

I have inspected, approved and accepted the work and improvements referred to, and I now recommend that the same be accepted and received by the City Council as having been performed and completed in compliance with the contract, Plans and Specifications referred to above.

Respectfully submitted,
(Sgd) C. G. Levander
Director of Public Works
City of Austin, Texas "

Councilman Long then introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF IMPROVING TRINITY STREET, UNIT # 9, IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINBELOW DEFINED, PERFORMED BY COLLINS CONSTRUCTION COMPANY OF TEXAS, AUTHORIZING AND DIRECTING THE ISSUANCE OF SPECIAL ASSESSMENT CERTIFICATES IN CONNECTION THEREWITH; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

The ordinance was read the first time, and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, duly seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The ordinance was read the second time, and Councilman Long moved that the rule be suspended and the ordinance passed to its third reading. The motion, duly seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The ordinance was read the third time, and Councilman Long moved that the ordinance be finally passed. The motion, duly seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
 Noes: None

The Mayor then announced that the ordinance had been finally passed.

The Council received the following letter:

"July 13, 1950

To The City Council
 City of Austin, Texas

Re: Completion and Acceptance of Work of
 Improving Sabine Street from East
 15th Street to East 18th Street,
 being Unit 11 of Current Improvement
 Program

The work of improving Sabine Street, from the north property line of East 15th Street to the south property line of East 18th Street, known as Unit 11 in the current street improvement program, has been performed and completed by Collins Construction Company of Texas in full compliance with the contract, and the Plans and Specifications therein contained, dated November 22, 1949, between the City of Austin and Collins Construction Company, which contract was thereafter assigned to Collins Construction Company of Texas.

I have inspected, approved and accepted the work and improvements referred to, and I now recommend that the same be accepted and received by the City Council as having been performed and completed in compliance with the contract, Plans and Specifications referred to above.

Respectfully submitted,
 (Sgd) C. G. Levander
 Director of Public Works
 City of Austin, Texas "

Councilman Long then introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF IMPROVING SABINE STREET, UNIT #11, IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINBELOW DEFINED, PERFORMED BY COLLINS CONSTRUCTION COMPANY OF TEXAS, AUTHORIZING AND DIRECTING THE ISSUANCE OF SPECIAL ASSESSMENT CERTIFICATES IN CONNECTION THEREWITH; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

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Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
 Noes: None

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 Noes: None

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Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
 Noes: None

The Mayor then announced that the ordinance had been finally passed.

The Council received the following letter:

"July 13, 1950

To The City Council
 City of Austin, Texas

Re: Completion and Acceptance of Work
 of Improving East 12th Street from
 Comal Street to Chicon Street, being
 Unit 24 of Current Improvement Program

The work of improving East 12th Street, from the east property line of Comal Street to the west property line of Chicon Street, known as Unit 24 in the current street improvement program, has been performed and completed by Collins Construction Company of Texas in full compliance with the contract, and the Plans and Specifications therein contained, dated November 22, 1949, between the City of Austin and Collins Construction Company, which contract was thereafter assigned to Collins Construction Company of Texas.

I have inspected, approved and accepted the work and improvements referred to, and I now recommend that the same be accepted and received by the City Council as having been performed and completed in compliance with the contract, Plans and Specifications referred to above.

Respectfully submitted,
 (Sgd) C. G. Levander
 Director of Public Works
 City of Austin, Texas"

Councilman Long then introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF IMPROVING EAST 12TH STREET, UNIT #24, IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINBELOW DEFINED, PERFORMED BY COLLINS CONSTRUCTION COMPANY OF TEXAS, AUTHORIZING AND DIRECTING THE ISSUANCE OF SPECIAL ASSESSMENT CERTIFICATES IN CONNECTION THEREWITH; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

The ordinance was read the first time, and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, duly seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

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Noes: None

The Mayor then announced that the ordinance had been finally passed.

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That R. L. BUFORD, Manager of the Littlefield Building, and his successors, are hereby authorized to erect and construct at the rear of the Littlefield Building in the public alley between Congress Avenue and Brazos Street an enclosure and a roof over the steps or stairway leading down into the basement of said building, such enclosure to extend into the public alley a distance of three (3) feet and to extend along the west edge of the alley a distance of 13.4 feet; subject, however, to the right of the City of Austin to cause such enclosure, roof and other structures situated or to be situated in such public alley to be removed by the owners of the Littlefield Building without cost to the City of Austin upon thirty (30) days notice in writing to such owners from the City of Austin.

The motion, seconded by Councilman Long, carried by the following vote:
Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The question of vacating an alley traversing Block 61 of the Original City was brought up. Councilman Johnson felt that some easement should be retained in this block. The City Manager stated the proposed ordinance abandoned the utility easements, but that in the agreement, a specific easement was being set out.

The Mayor then introduced the following ordinance:

AN ORDINANCE VACATING AN ALLEY TRAVERSING BLOCK 61 OF THE ORIGINAL CITY HERETOFORE DEDICATED BY AN ORDINANCE PASSED BY THE CITY COUNCIL ON APRIL 10, 1949, AS WELL AS ALL OTHER ALLEYS TRAVERSING BLOCK 61, AND ABANDONING AND RELINQUISHING ALL PUBLIC UTILITY EASEMENTS HERETOFORE PRESERVED IN SAID BLOCK; AND DECLARING AN EMERGENCY.

The ordinance was read the first time, and Councilman Johnson moved that the rule be suspended and the ordinance passed to its second reading. The motion seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The ordinance was read the second time, and Councilman Johnson moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The ordinance was read the third time, and Councilman Johnson moved that the ordinance be finally passed. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The Mayor then announced that the ordinance had been finally passed.

The City Manager submitted to the Council the following petition, which he stated was submitted for their information, and copies had been referred to the Department of Public Works, as work was being done already in the vicinity spoken of in the petition:

"We the undersigned property owners, living in Austin, Travis County, Texas, respectfully request that the City of Austin install Storm Sewers at a point where a drainage ditch now exists extending from the 5700 Block to the 5800 Block on Joy Sayers Avenue and Woodrow Avenue, and includes a part of Ulrich Street.

"It is called to the attention of the City Officials that all of the equipment necessary for the installation of the said Storm Sewers is now located at the address referred to above, and that such installation of said Storm Sewers at this time would result in a great saving to the taxpayers because of the fact that such necessary equipment is now on location.

"It is further called to the attention of the City Officials that children living in this neighborhood are constantly playing in the mud which of a necessity creates a problem of cleanliness for the parents of said children. Further, the standing water and seepage is stagnant, a breeding place for mosquitoes and certainly a public health problem.

"We the undersigned, respectfully request immediate action on this matter."

(Signed by twenty-one citizens)

MR. M. H. CROCKETT inquired about the "Call Box Stand" that the Council just granted at the Austin Hotel to the Yellow Cab Company, inquiring if the action of the Council gave advantage to one particular company. It was explained this was a private contract, and was permissible under the ordinance, to which all cab companies had agreed.

MR. LESLIE PHARES came before the Council regarding the Casting Pool at Zilker Springs, stating it bred mosquitoes, was a waste of water, that it was filled by a firehose which ran across a street, creating a traffic hazard, and he was protesting. The Mayor stated a drawing of a proposed pool had been submitted and referred to the City Manager and Recreation Director, and it looked like it would cost about \$11,000, which probably was too much; that the present pool is an old pool, and should be treated to keep down mosquitoes, and that the City could handle this situation.

The waiting-bench question was brought up. MR. BRUCE BLEDSOE, and MR. EVANS with TANNER, EVANS and COTT, Inc. outlined their plan to place benches at bus stops, the benches to bear advertising on the front side of the bench back. MAYOR GLASS recommended that the present ordinance be repealed, as advertising did not add anything of beauty to the City. Councilman MacCORKLE, stated a general trend over the country was to do away with advertising on thoroughfares and streets, and he asked that the Mayor introduce the following ordinance.

The Mayor then introduced the following ordinance:

AN ORDINANCE REPEALING THAT CERTAIN ORDINANCE ENTITLED "AN ORDINANCE REGULATING THE PLACING AND MAINTAINING OF WAITING BENCHES AT BUS STOPS ON PUBLIC PROPERTY IN THE CITY OF AUSTIN; PRESCRIBING PENALTIES FOR THE VIOLATION OF THIS ORDINANCE; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS", WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR NOVEMBER 10, 1948, AND IS RECORDED IN ORDINANCE BOOK "N", PAGES 366-370, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN; AND DECLARING AN EMERGENCY.

The ordinance was read the first time, and Councilman MacCorkle moved that the rule be suspended, and the ordinance passed to its second reading. The motion lost for a lack of a second.

COUNCILMAN LONG stated the present ordinance permitted these waiting benches and the bus riders needed a place to sit waiting for the bus, and she favored the benches, to be maintained by proceeds from advertising. COUNCILMAN JOHNSON expressed opposition to advertising on the benches; COUNCILMAN DRAKE stated he had no objections to the advertising; MAYOR GLASS expressed opposition to advertising, and favoring some means of providing benches without advertising. LONE STAR CHAPTER NO. 4, DISABLED AMERICAN VETERANS applied for permission to install benches, and use the proceeds for advertising for their Welfare Fund. W. P. GRUMBLES requested permission to install 200 benches without advertising, but he was not present to submit his proposition. Councilman Johnson did not

want to stand in the way of the D. A. V. in any way, and he moved that this question be decided the following week. His motion lost for lack of a second. The Mayor announced that the ordinance and Councilman Johnson's motion had died for lack of seconds, and it was up to the applicants to work the matter out with the City Manager if they felt they could take a chance that the ordinance would not be repealed shortly.

Later in the meeting another discussion on the benches followed. The City Manager stated that a few years back, such benches were in Austin, and the City had to take them up, as they were not maintained, and were targets for vandalism. The City Attorney stated the sign ordinance and zoning ordinance would have to be changed, and the City had a liability when it permitted a commercial on the streets.

The City Council received a report from the City Manager that the following requests for changes of zoning had been referred to the Zoning Board of Adjustment for consideration and recommendation:

R. G. MUELLER, et al By Charles Herring	1904-1906 So. Congress	From "C-1" To "C-2"
JOHN J. STUMPF By Charles Herring	2815 Fruth Street	From "C-1" To "C-2"
H. P. ALLEN	1800-02 Pearl Street and 1805 San Gabriel Street	From "A" To "B"

Pursuant to published notice thereof, public hearings on the following applications for changes of zoning, were held:

FRANK BUTLER, JR., and ANITA MARIE BUTLER: REU- BEN B. & VELMA MAE WRIGHT: LUDWIG & EDA WENDLANDT	405-411 West 16th	From "B" Residential To "C" Commercial RECOMMENDED by the Zoning Board.
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MR. AHLGRIMM represented the applicants. MR. J. C. LYNCH represented STERLING PRICE, J. J. TERRELL, and MAY JOHNSON in opposition. Councilman Long moved that the recommendation of the Zoning Board be upheld and the requested change granted, and the City Attorney instructed to draw up the necessary ordinance. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

MAX. WERKENTHIN, H.P. BECKER, 2404-10 Manor
P.S. MANGUM by W. Trenckman Road

From "A" Residence
To "C" Commercial
RECOMMENDED by the
Zoning Board with
a change of a part
of the property to
"B" instead of all
to "C", indicated
on a map attached to
the file.

Councilman MacCorkle moved that the recommendation of the Zoning Board of Adjustment be upheld; the requested change granted; and the City Attorney instructed to draw up the necessary ordinance. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

PURE ICE & FOODS, INC. 1603-1950 Manor Road

From "A" Residence
and "C" Commercial
To "C-2" Commercial
NOT Recommended by
the Zoning Board of
Adjustment.

JUDGE WILL HART appeared, asking that since the attorney for the PURE ICE & FOODS, INC., was unable to be at this hearing, that it be postponed until a convenient time with the Council. MR. ARCH BRASWELL appeared in opposition. He stated it would be all right with him to postpone the hearing. The Council reset the hearing at 11:00 A.M., JULY 27, 1950.

MR. W. R. SMITH, representing the TEXAS MAUSOLEUM, INC., a corporation to be formed with E. H. PERRY, W. H. JOHNSON, and MR. LYLES, came before the Council making formal inquiry as to whether or not the Council looked with favor upon the erection of a mausoleum and upon the sale of two acres of land from Memorial Park Cemetery. A discussion was held regarding the perpetual care of the mausoleum. Councilman Long moved that the City Manager work out a plan with MR. W. R. SMITH, regarding the proposed mausoleum, working out the finances where the City would take over the perpetual care. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The City Manager announced a meeting with MR. SAM ZISMAN, Planning Consultant, Division of Slum Clearance, and asked the Council to attend if it desired. The meeting was set at 3:00.

There being no further business, the Council adjourned, subject to call of the Mayor.

APPROVED: Taylor B. Case
Mayor

ATTEST:

Eliza M. Moxley
City Clerk